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APR 16 2008

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DATE: April 16, 2008

TO: Examiner Robert L. Nasser
TC Art Unit: 3735

Fax No.: (571) 273 8300

FROM: Thomas O. Hoover

No. of pages transmitted
(including this page):

Our File: EMI-001CX

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Sent by: Tanya

Application No. 10/628,866

Filed Date: July 28, 2003

Confirmation No.: 3828

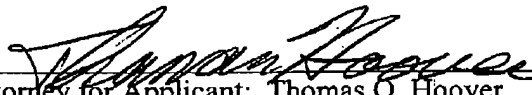
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MESSAGE

PLEASE DELIVER DIRECTLY TO:
EXAMINER ROBERT L. NASSER, Tel. (571) 272-4731
TC ART UNIT NO: 3735

FOR ENTRY

Enclosed for filing please find an Amendment Transmittal and an Amendment.

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional filing fees associated with this communication or credit any overpayment.


Attorney for Applicant: Thomas O. Hoover
Registration No. 32,470

TOH/trb/354199.1

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APR 16 2008

Application No.: 10/628,866
Filed: 7/28/03
TC Art Unit: 3735
Confirmation No.: 3828

Rev 09/07

WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP

Ten Post Office Square
Boston, Massachusetts 02109
Telephone: (617) 542-2290
Telecopier: (617) 451-0313Via Facsimile

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Date: April 16, 2008

Attorney

Docket No.: EMI-001CX

Sir:

In re application of: **Khuri et al.**Entitled: **SYSTEMS AND METHODS OF PH TISSUE MONITORING**04/17/2008 PCHOMP 00000032 230804 10628866
01 FC:1253 1050.00 DA

Transmitted herewith is an amendment in the above-identified application. The following checked items are applicable:

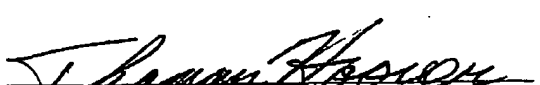
- ☐ This is a Request for Continued Examination under §1.114; authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$) per §1.17(e).
- ☐ Enter the unentered amendment previously filed on per §1.116.
- ☐ Small Entity Status is asserted.
- ☒ A Petition for Extension of Time for 3 month is hereby made under §1.136(a); authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of same (\$1050.00) per §1.17. ✓
- ☐ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- ☐ Other:

CLAIMS AFTER AMENDMENT:	MINUS PRIOR PAID CLAIMS:	EQUALS PRESENT EXTRA CLAIMS:	RATE:	ADDITIONAL FEE:
Independent	2 - 7	=	x \$210.00 =	0
Total	20 - 39	=	x \$ 50.00 =	0
<input type="checkbox"/> Multiple Dependent Claims (1st presentation)			+ \$370.00 =	
SUBTOTAL ADDITIONAL FEE				0
Small Entity filing, divide by 2. Small Entity status must be asserted.				
TOTAL ADDITIONAL FEE				0

☒ No additional fee. ☐ The fee has been calculated above; authorization is provided herewith to charge Deposit Account No. 23-0804 (\$) for the cost of same.

☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under §1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Nasser, TC Art Unit 3735, Fax No. (571) 273 8300, on April 16, 2008


Attorney of Record: Thomas O. Hoover
Registration No.: 32,470

/trb/365657

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PATENT

APR 16 2008

Rev 07/05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Khuri et al.
Application No. : 10/628,866
Filed : July 28, 2003
Confirmation No. : 3828
For : SYSTEMS AND METHODS OF PH TISSUE MONITORING
Examiner : Robert L. Nasser
Attorney's Docket : EMI-001CX

TC Art Unit: 3735

I hereby certify that this correspondence is being sent via
facsimile to Examiner Nasser, TC Art Unit 3735, Fax No. (571) 273
8300, on April 16, 2008.

By: Thomas O. Hoover
Thomas O. Hoover
Registration No. 32,470
Attorney for Applicant(s)

AMENDMENT

Via Facsimile
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated October 16, 2007,
please amend the above-identified patent application as follows.